

STATE OF NEBRASKA



Dave Heineman
Governor

EMERGENCY MANAGEMENT AGENCY
Roger P. Lempke
Adjutant General
1300 Military Road
Lincoln, Nebraska 68508-1090
Phone: (402) 471-7421

October 12, 2007

To: City of Lincoln
From: Nebraska Emergency Management Agency
Subject: 2006 DHS Metropolitan Medical Response System Grant

Attached you will find your 2006 DHS Metropolitan Medical Response System Award Agreement documentation, as approved by Governor Heineman, and submitted to the Department of Homeland Security.

There are four attachments to this notice. Attachment 1 is the Award Agreement, indicating the total amount of the award. This agreement must be signed by an authorized official of your jurisdiction, dated and returned to N.E.M.A. This document indicates the sub-grantee Period of Performance is 108-30-2006 through 6-30-2008.


Attachment 2 & 2a are the Terms and Special Conditions documents, which set forth the general guidelines for the grant.

Attachment 3: Categorical Exclusion for Nebraska Sub-Grantees

Attachment 4 is the Contacts list. Note that it shows the points of contact for N.E.M.A. You will need to fill out this form with contact information for your jurisdiction and return it to N.E.M.A.

Attachment 5 spells out the Reporting and Payment Requirements. Please pay close attention to this document for an explanation of the required procedures.

Please sign Attachment 1, initial all pages of Attachment 2 & 2a, completed Contacts list (Attch.) and mail all to the Nebraska Emergency Management Agency Federal Aid Administrator, Jackie Maly. If you have any questions regarding the grants, please call Mardell Hergenrader at (402) 471-7413, or e-mail at mardell.hergenrader@nema.ne.gov.

Grantee	Sub-Grantee
Organization: Name: Nebraska Emergency Management Agency (NEMA) Address: 1300 Military Road Lincoln, NE 68508	Organization Name: The City of Lincoln Mayor Chris Beutler P.O.C. Steve Frederick, Health Data & Eval Mgr. Address: Health Department 3140 N Street Lincoln, NE 68510
DHS, Office of G & T Award Number 2006-GE-T6-0016	Sub-grantee No.
Awarding Agency: Nebraska Emergency Management Agency	CFDA No. 97.067
Sub-grantee Period of Performance: 8-30-2006 TO 6-30-2008	Amount Funded this Action: \$232,330.00
Project Title: FY2006 Metropolitan Medical Response System Grant Program	
Reporting and Payment Requirements: See Attachment 4	
Terms and Conditions 1) NEMA hereby awards a sub-grant, as described below to the City of Lincoln. 2) NEMA shall make payments to the Sub-Grantee as described in Attachment 4. All requests for payment shall be processed according to the SPARS Grant Management System. Requests that do not include the SPARS summary sheet and invoice copies, shall be returned to the sub-grantee. Requests for payment and questions concerning request receipts and payments should be directed to the appropriate party's Financial Contact, as shown in Attachment 5. 3) Matters concerning the request or negotiation of any changes in the terms, conditions, or amounts cited in this sub-award agreement should be directed to the appropriate party's Administrative Contact, as shown in Attachment 5. Any such changes made to this sub-grant agreement require the written approval of each party's Authorized Official, as shown in Attachment 5. 4) Each party shall be responsible for its negligent acts or omissions and the negligent acts or omissions of its employees, officers, or directors, to the extent allowed by law. 5) The Sub-grantee is subject to the terms and conditions of the Grant and other special terms and conditions, as identified in Attachment 2, 2A and 3. 6) By signing below the Sub-Grantee makes the certifications and assurances shown in Attachment 1.	
By an Authorized Official of NEMA  _____ Name Al Berndt Title: Assistant Director _____ Date	By an Authorized Official of _____ County _____ Name _____ Date _____ Title:

General Terms and Conditions:

- 1. Counties must have completed NIMCAST for FY2006.**
- 2. County must have completed/be current on previous grant performance/project reporting time lines.**
- 3. LEOP must be current to NEMA FY2006 Planning standards for review/updating/revision.**
- 4. No communication equipment can be purchased until approved by the Nebraska Office of the CIO. This will require attendance at the FY2006 Exercise Planning/Communication Workshop and the development of a FY2006 Network Communication Integration Plan for approval.**
- 5. The County PET/Region PET calendar must be current and approved for FY2006.**
- 6. The NEMA Grant Management System will be used for submission, approval, reimbursement and inventory of equipment.**
- 7. No funds can be expended in FY2006 until all past program performance objectives for MMRS have been submitted and approved by the State and DHS program officers.**
8. The Sub-Grantee will only purchase equipment listed on the FY2006 Authorized Equipment List found at <http://www.rkb.mipt.org>.
9. Prior approval by NEMA for any changes of this award will be required. Approval for changes must be requested of the Grantee Administrator and will be awarded when written or email verification is sent.
10. Equipment will be purchased by a single entity in the county in accordance with the approved fiscal policy of the receiving jurisdiction. The entity who will be ordering the equipment must fill out Attachment 5 and return a copy to the name listed as the NEMA Grant Administrator on Attachment 5.

11. Sub-grant agreements will not be terminated except by circumstances beyond the control of either NEMA or the sub-grantee, by mutual agreement or material breach of the agreement by the Sub-grant recipient. Failure of the Sub-Grantee to comply with any terms and conditions of the grant agreement shall be deemed a material breach of the grant agreement. Failure of the Sub-Grantee to remedy such breach within thirty days after written notice from NEMA, the Grantee shall have the right to terminate the agreement.
12. Title to equipment costing \$5,000 or more and acquired by the sub-grantee with funds provided under this award shall vest in the sub-grantee. After the end of the grant period, if the equipment is no longer needed by the sub-grantee, and the per unit fair market value is less than \$5,000, the sub-grantee may retain, sell, or dispose of the equipment with no further obligation to NEMA. If, on the other hand, the per unit fair market value is \$5,000 or more, then the sub-grantee must submit a written request to NEMA for disposition instructions.
13. The U.S. Audit Act requires that non-Federal entities that expend \$500,000 or more in a year in Federal awards shall have a single audit conducted in accordance with OMB A-133.200 Subpart B (b) except when they elect to have a program-specific audit conducted in accordance with paragraph (c) of Section A-133. A copy of these audits must be sent to NEMA thirty (30) days upon receipt by the sub-grantee. (see OMB Circular A-133)

FY-2006 DHS/GRANTS & TRAINING GRANTS SPECIAL CONDITIONS

1. The sub-grantee agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Grant Operations Financial Management Guide.
2. The sub-grantee agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations.
3. Sub-grantee understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of G&T.
4. The sub-grantee further agrees to comply with the standards put forth in OMB Circular A-87, Cost Principles for State, Local, and Indian Tribal Governments.
5. When implementing G&T-funded activities, the sub-grantee must comply with all federal civil rights laws, to include Title VI of the Civil Rights Act, as amended. The sub-grantee is required to take reasonable steps to ensure persons of limited English proficiency have meaningful access to language assistance services regarding the development of proposals and budgets and conducting G&T funded activities.
6. Sub-grantee acknowledges that G&T reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use, for Federal government purposes: (a) the copyright in any work developed under an award or sub-award; and (2) any rights of copyright to which a sub-grantee or sub-sub-grantee purchases ownership with Federal support. The sub-grantee agrees to consult with NEMA regarding the allocation of any patent rights that arise from, or are purchased with, this funding.
7. The sub-grantee agrees that all publications created with funding under this grant shall prominently contain the following statement: "This document was prepared under a grant from the Office of Grants and Training, U.S. Department of Homeland Security. Points of view or opinions expressed in this document are those of the authors and do not necessarily represent the official position or policies of the Office of Grants and Training or the U.S. Department of Homeland Security, nor the Nebraska Emergency Management Agency."

8. The sub-grantee also agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: "Purchased with funds provided by the U.S. Department of Homeland Security."
9. The sub-grantee agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.
10. The sub-grantee agrees that federal funds under this award will be used to supplement, but not supplant, state or local funds for homeland security preparedness.
11. The sub-grantee agrees that all allocations and use of funds under this grant will be in accordance with the Fiscal Year (FY) 2006 Homeland Security Grant Program (HSGP) Guidance and Application Kit. Allocations and use of grant funding must support the goals and objectives included in the State and/or Urban Area Homeland Security Strategies. Allocations and use of grant funding must also support the Investments identified in the Investment Justifications which were submitted as part of the FY 2006 HSGP application.
12. FY 2006 HSGP Sub-Grantees may only fund Investments that were included in the FY 2006 Investment Justification that was submitted to NEMA.
13. The sub-grantee is prohibited from transferring funds between programs (State Homeland Security Program, Law Enforcement Terrorism Prevention Program, Citizen Corps Program).
14. Grantee shall provide such information as may be requested by NEMA to ensure compliance with any applicable environmental laws and regulations.

DHS/Grants & Training FY2006 Grants Categorical Exclusion for Nebraska Sub-Grantees

The U.S. Department of Homeland Security (DHS), Office of Grants and Training (G&T) must consider the environmental impacts of a grant action under the National Environmental Policy Act (NEPA). NEPA requires that any federally funded grant activity be reviewed for potential environmental impact within the place of performance of the project. As stated in the assurances agreed to by your organization at the time of award, recipients of the Fiscal Year 2006 Homeland Security Grant Program, Urban Areas Security Initiative, Law Enforcement Terrorism Prevention Program, Citizens Corps Program, or Metropolitan Medical Response System grants are subject to compliance with NEPA.

DHS has identified several categories of actions that do not individually or cumulatively have a significant impact on the human environment and therefore do not require an Environmental Assessment (EA) or Environmental Impact Statement (EIS). These categorical exclusions allow grantees to avoid unnecessary analysis, process, and paperwork and concentrate their resources on those proposed actions having real potential for environmental concerns. For an action to be categorically excluded, grantees must satisfy three conditions:

1. The entire action must clearly fit within one or more of the categories of excludable actions listed in DHS Management Directive 5100.1, Environmental Planning Program.
2. The scope of the action has not been segmented to be a small piece of a larger action in order to avoid the appearance of significance.
3. No extraordinary circumstances with potentially significant impacts relating to the proposed action exist.

Activities that involve greater potential for environmental effect require a Record of Environmental Consideration. Projects in the following categories require grantees to complete a NEPA Compliance Checklist addressing the environmental issues for each project funded by G&T grants:

1. Acquisition, installation, maintenance, operation, evaluation, removal, or disposal of security equipment to screen for or detect dangerous individuals or dangerous or illegal materials at existing facilities.

2. Acquisition, installation, maintenance, operation, evaluation, removal, or disposal of target hardening security equipment, devices, or controls to enhance the physical security of existing critical assets.

Grantee shall not undertake any construction project without the approval of DHS, as required by the grant guidance.

Use of HSGP funds for construction is prohibited; however, for those projects that specifically address enhanced security at critical infrastructure facilities, such as improved perimeter security, minor construction or renovation necessary for guard facilities, fencing, and related efforts, project construction and renovation not exceeding \$1,000,000 is allowable, as deemed necessary by the Secretary of Homeland Security. Such construction and renovation shall be strictly limited and allowable when it is a necessary component of a security system. Written approval must be provided by G&T prior to the use of any HSGP funds for construction or renovation.

Activities conducted using G&T grant funding that require specific documentation of NEPA compliance must be coordinated between the grantee, NEMA and the G&T Preparedness Officer.

Reporting Requirements:

1. A copy of each invoice received by the Sub-grantee will be sent to the NEMA Grant Administrator as proof of actual price.
2. The Sub-Grantee will send a copy of the invoice and SPARS payment summary sheet to the NEMA Grant Administrator. All equipment on the invoices will be cross-referenced in the SPARS system
3. The NEMA Grant Administrator will compare the invoice to the approved equipment list and process the payment with the NEMA fiscal officer.
4. The payment will be sent to the Sub-grantee in the form of electronic transfer. If your jurisdiction does not have an account with the State of Nebraska, fill out the ACH Enrollment form (Attachment 5) and return to the Grantee Administrator with the signed award document and the copy of Attachment 3. If a paper check is desired for amounts under \$75,000, please contact Jackie Maly, Federal Aid Administrator for NEMA, to make arrangements.
5. We anticipate that the transfer of money from the State will be processed and received before the invoice becomes due, so the Sub-grantee will not be required to front any money.
6. Jurisdiction is required to complete and submit the Biannual Strategy Implementation Report (BSIR) each July 15 and January 15 until the end of the grant. The report will include a narrative summary on the progress of each project. A final BSIR is due 90 days after the end of the grant award period. The BSIR is accessed through the on line Grant Reporting Tool at www.reporting.odp.dhs.gov.

NEMA Contacts	Sub-Grantee Contacts
<p style="text-align: center;">Authorized Official</p> <p>Name: Al Berndt</p> <p>Address: 1300 Military Road Lincoln, NE 68508-1090</p> <p>Telephone: 402 471-7410</p> <p>Fax: 402 471-7433</p> <p>Email: al.berndt@nema.ne.gov</p>	<p style="text-align: center;">Authorized Official</p> <p>Name: Chris Beutler, Mayor of Lincoln</p> <p>Address: 555 South 10th Street Lincoln, NE 68508</p> <p>Telephone: 402-441-7511</p> <p>Fax: 402-441-7120</p> <p>Email:</p>
<p style="text-align: center;">Administrative Contact</p> <p>Name: Jackie Maly</p> <p>Address: 1300 Military Road Lincoln, NE 68508-1090</p> <p>Telephone: 402-471-7412</p> <p>Fax: 402-471-7433</p> <p>Email: Jackie.maly@nema.ne.gov</p>	<p style="text-align: center;">Administrative Contact</p> <p>Name: Bruce D. Dart, Ph.D.</p> <p>Address: 3140 N STREET Lincoln, NE 68510</p> <p>Telephone: 402-441-8000</p> <p>Fax: 402-441-6229</p> <p>Email: bdart@lincoln.ne.gov</p>
<p style="text-align: center;">Financial Contact</p> <p>Name: Deb Kai</p> <p>Address: 1300 Military Road Lincoln, NE 68508-1090</p> <p>Telephone: 402-471-7214</p> <p>Fax: 402-471-7433</p> <p>Email: deb.kai@nema.ne.gov</p>	<p style="text-align: center;">Financial Contact</p> <p>Name: Kathy Cook</p> <p>Address: 3140 N Street Lincoln, NE 68510</p> <p>Telephone: 402-441-8092 402-441-6229 - fax</p> <p>Fax: kcook@lincoln.ne.gov</p> <p>Email:</p>